

03/02/01



COPY

PATENT APPLICATION
Docket No.: PATH99-10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Keith G. Weinstock and David Bush
Application No.: 09/417,508 Group: 1646
Filed: October 14, 1999
For: Nucleic Acid and Amino Acid Sequences Relating to
Aspergillus fumigatus For Diagnostics and Therapeutics

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>8-5-01</u>	<u>Donna Boudreau</u>
Date	Signature
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated December 6, 2000, the following documents and fees are being submitted for filing in the captioned application:

- ☒ **EXECUTED DECLARATION/POWER OF ATTORNEY** - A copy of the Notice is attached.
(Separate transmittal letter and postcard not required)
- ☐ **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate.
(Separate transmittal letter and postcard not required)
- ☒ **SURCHARGE** - surcharge fee of \$130.00.
(Separate transmittal letter and postcard not required)
- ☐ **SEQUENCE LISTING** - Filed concurrently and is attached.
(Separate transmittal letter and postcard required)

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Appl'n No.: 09/417,507

☒ **PETITION FOR EXTENSION OF TIME**

☒ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated December 6, 2000 for one month from February 6, 2001 to March 6, 2001. Authorization is hereby granted to charge the appropriate fee of \$110.00 to Deposit Account No. 504010.

☐ A ☐ month extension of time to respond to the Notice to File Missing Parts dated ☐ was filed on ☐ with payment of a \$☐ fee.

☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Notice to File Missing Parts. Authorization is hereby granted to charge the appropriate fee of \$☐ to Deposit Account No. 504010.

(Separate Petition for Extension of Time and postcard not required)

☒ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached.

(Separate transmittal letter and postcard required)

☒ **OTHER: NOTIFICATION OF CHANGE TO LARGE ENTITY STATUS** - Filed concurrently and is attached.

(Separate transmittal letter and postcard required)

☐ **VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**

☐ Was filed on December 14, 1999.

☐ Is enclosed herewith.

(Separate transmittal letter and postcard not required)

☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$☐ which were paid on ☐ to be deposited in Deposit Account No. 501040.

Please note this Application was filed in 1999.

In the Notice to File Missing Parts of Nonprovisional Application it was indicated that there was an additional Claim Fee of \$7.00. Applicants' Attorney hereby states that the charge for additional claims over 3 was \$39.00 in October 1999 and the charge for additional claims over 3 was \$40.00 in October 2000, that the correct amount was paid upon filing this application. Also, as indicated in the Request for Corrected Filing Receipt the U.S. Patent and Trademark Office currently has the incorrect filing date as October 14, 2000 and as requested this should be corrected to October 14, 1999.

Appl'n No.: 09/417,507

Authorization is granted for the fees required for filing the indicated documents in the total amount of \$240.00 to Deposit Account No. 504010. Authorization is hereby granted to charge any additional fees due to Deposit Account No. 504010. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

GENOME THERAPEUTICS CORPORATION.

By 

Nina L. Pearlmutter

Registration No.: 35,639

Tel.: (781) 398-2300

Fax: (781) 398-2607

Waltham, Massachusetts 02453

Date: 3/2/01

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/417,507	10/14/2000	Keith G. Weinstock	PATH99-10

Nina Pealmutter Esq
Genome Therapeutics Corp
100 Beaver St
Waltham, MA 02453



FORMALITIES LETTER



OC000000005601587

Date Mailed: 12/06/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$7.
 - \$280 for 7 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 47.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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PATENT APPLICATION
Docket No.: PATH99-10

FILE COPY

S3/27/00
9:00
OK to
proc

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Keith G. Weinstock and David Bush

Application No.: 09/417,508

Group: 1646

Filed: October 14, 1999

For: Nucleic Acid and Amino Acid Sequences Relating to
Aspergillus fumigatus For Diagnostics and Therapeutics

CERTIFICATE OF MAILING	
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United States Postal Service with sufficient postage as First Class Mail in	
an envelope addressed to Assistant Commissioner for Patents, Washington,	
D.C. 20231	
on	3/19/03 Donna Boudreau
Date	Signature
Donna Boudreau	
Typed or printed name of person signing certificate	

REQUEST FOR CORRECTED FILING RECEIPT

Customer Correction Branch
Application Processing Division
Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
JAN 29 2004
TECHNOLOGY CENTER 2800

Sir:

In view of the Declaration/Power of Attorney and the Request for Corrected Filing Receipt filed on March 5, 2001, we hereby request that the following items of information be corrected in/added to the Filing Receipt dated January 7, 2003.

Correct the FILING DATE from "10/14/2000" to ---10/14/1999---;

Correct the IND CLAIMS from "10" to ---9---; and

under Continuing Data as Claimed by Applicant please add ---THIS APPLN
ALSO CLAIMS BENEFIT OF 60/113,476, 12/21/1998---

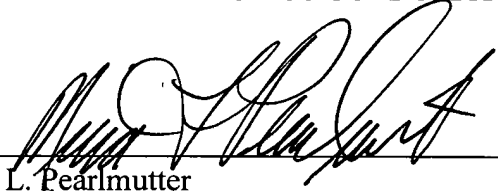
Enclosed is a copy of the Filing Receipt with changes noted in red. Please make the changes as noted above, and issue a Corrected Filing Receipt.

Also, enclosed for the Examiner's convenience are copies of the Declaration/Power of Attorney and the Request for Corrected Filing Receipt as they were filed on March 5, 2001 and the accompanying postcard receipts indicating they were received in the U.S. Patent and Trademark Office on March 12, 2001.

Applicants or Applicants' Attorney, understands that there are no additional fees for the requested corrected Filing Receipt. A general authorization is hereby granted to charge Deposit Account No. 501040 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application

Respectfully submitted,

GENOME THERAPEUTICS CORPORATION

By 
Nina L. Pearlmutter

Registration No.: 35,639

Telephone: (781) 398-2300

Facsimile: (781) 398-2530

Waltham, MA 02453

Date: 3/5/03



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/417,507	10/14/2000 10/14/1999	1646	1544	PATH99-10		28	10 9

Nina Pealmutter Esq
Genome Therapeutics Corp
100 Beaver St
Waltham, MA 02453



CONFIRMATION NO. 7532

UPDATED FILING RECEIPT



OC000000009340406

Date Mailed: 01/07/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Keith G. Weinstock, Westborough, MA;
David Bush, Somerville, MA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/104,683 10/16/1998
This appln also claims the benefit of 60/113,476, 12/21/1998.

Foreign Applications

If Required, Foreign Filing License Granted: 12/06/2000

Projected Publication Date: None, application is not eligible for pre-grant publication

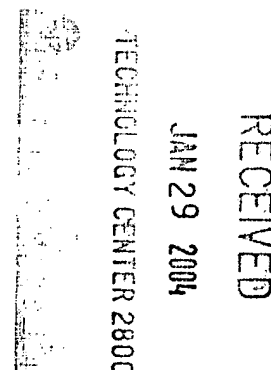
Non-Publication Request: No

Early Publication Request: No

Title

Nucleic acid and amino acid sequences relating to *aspergillus fumigatus* for diagnostics and therapeutics

Preliminary Class





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RECEIVED IN THE PATENT AND TRADEMARK OFFICE
In re Application of Keith G. Weinstock and David Bush

Serial No.: 09/417,507 Docket No.: PATH99-10
Filed: October 14, 1999
Title: Nucleic Acids and Amino Acid Sequences Relating to *Aspergillus fumigatus* for Diagnostics and Therapeutics

Attached:

Request for Corrected Filing Receipt with Certificate of Mailing and a red corrected copy of the Filing Receipt

Mailroom, please date stamp and return to us.
Thank you



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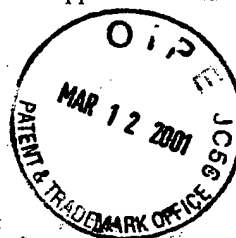
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Serial No.: 09/417,507 Docket No.: PATH99-10
Filed: October 14, 1999
Title: Nucleic Acids and Amino Acid Sequences Relating to *Aspergillus fumigatus* for Diagnostics and Therapeutics
Attached:

Reply to Notice to File Missing Parts of Application with Certificate of Mailing, 2 Executed Declaration for Patent Application/Power of Attorney forms, A copy of the Notice to File Missing Parts of Non-provisional Application and Authorization to charge Deposit Account.

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RECEIVED IN THE PATENT AND TRADEMARK OFFICE
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Serial No.: 09/417,507 Docket No.: PATH99-10
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Title: Nucleic Acids and Amino Acid Sequences Relating to *Aspergillus fumigatus* for Diagnostics and Therapeutics

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JAN 29 2004



RECEIVED IN THE PATENT AND TRADEMARK OFFICE
In re Application of Keith G. Weinstock and David Bush

Serial No.: 09/417,507 Docket No.: PATH99-10
Filed: October 14, 1999
Title: Nucleic Acids and Amino Acid Sequences Relating to *Aspergillus fumigatus* for Diagnostics and Therapeutics
Attached:

Request for Corrected Filing Receipt with Certificate of Mailing and a red corrected copy of the Filing Receipt

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

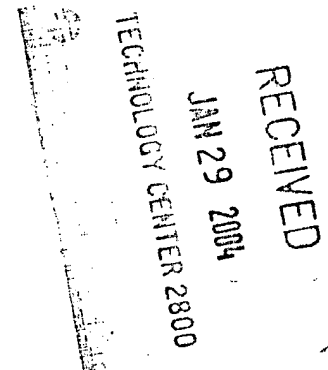
COPY

Applicants: Keith G. Weinstock and David Bush
Application No.: 09/417,508 Group: 1646
Filed: October 14, 1999
For: Nucleic Acid and Amino Acid Sequences Relating to
Aspergillus fumigatus For Diagnostics and Therapeutics

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>3-5-01</u>	<u>Donna Boudreau</u>
Date	Signature
Donna Boudreau Typed or printed name of person signing certificate	

REQUEST FOR CORRECTED FILING RECEIPT

Customer Correction Branch
Application Processing Division
Assistant Commissioner for Patents
Washington, D.C. 20231



Sir:

In view of the concurrently filed Declaration/Power of Attorney, we hereby request that the following items of information be corrected in/added to the Filing Receipt dated December 6, 2000.

Correct the FILING DATE from "10/14/2000" to ---10/14/1999---;
under Applicant(s) add Keith G. Weinstock's Residence ---Westborough, MA---
and add the second inventor ---David Bush, Somerville, MA---;
under Continuing Data as Claimed by Applicant please add ---THIS APPLN
ALSO CLAIMS BENEFIT OF 60/113,476, 12/21/1998---; and
also, change **SMALL ENTITY** to **LARGE ENTITY**.

Application No.: 09/417,507

-2-

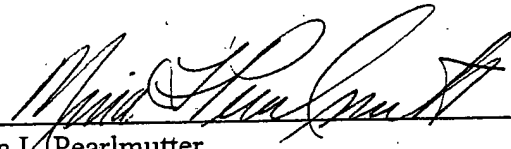
Enclosed is a copy of the Filing Receipt with changes noted in red. Please make the changes as noted above, and issue a Corrected Filing Receipt.

Applicants or Applicants' Attorney, understands that there are no additional fees for the requested corrected Filing Receipt.

Respectfully submitted,

GENOME THERAPEUTICS CORPORATION

By



Nina L. Pearlmutter

Registration No.: 35,639

Telephone: (781) 398-2300

Facsimile: (781) 398-2607

Waltham, MA 02453

Date: 3/2/01

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/417,507	10/14/2000 1999	1646	725	PATH99-10		28	10

Nina Pealmutter Esq
Genome Therapeutics Corp
100 Beaver St
Waltham, MA 02453



FILING RECEIPT



OC000000005601586

Date Mailed: 12/06/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Keith G. Weinstock, ~~Residence Not Provided~~, Westborough MA
David Bush, Somerville, MA

Continuing Data as Claimed by Applicant

THIS APPLN CLAIMS BENEFIT OF 60/104,683 10/16/1998

This Appln also claims benefit of 60/113,426, 12/21/1998

Foreign Applications

If Required, Foreign Filing License Granted 12/06/2000

SMALL ENTITY

LARGE ENTITY

Title

Nucleic acid and amino acid sequences relating to aspergillus fumigatus for diagnostics and
therapeutics

Preliminary Class

424

Data entry by : HARRISON, BRUCE

Team : OIPE

Date: 12/06/2000

